



State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095
(603) 271-3501 FAX (603) 271-6683



December 5, 2001

Adrian Pinney
Pinney Plumbing & Heating
PO Box 87
West Swanzey, NH 03469-0087

Letter of Deficiency

Dear Mr. Pinney

It has come to the attention of the New Hampshire Department of Environmental Services ("DES") that you installed a well pump for Rita Carter at 157 Jordan Road, Keene, NH on August 23, 1999.

Please be advised that in order to install well pumps in the State of New Hampshire a person must first obtain a pump installer license from the NH Water Well Board as required by state law RSA 482-B.

For your information, pursuant to RSA 482-B:16, IV, "Any person shall be guilty of a misdemeanor who knowingly engages in water well construction or pump installation or offers to engage in water well construction or pump installation or advertises or holds oneself out or acts temporarily or otherwise as a water well contractor or pump installer without first having obtained the required license under RSA 482-B:5".

In addition to any criminal penalties, DES is empowered to levy an administrative fine for violations of RSA 482-B and the rules of the Water Well Board. The maximum fine for engaging in the business of well pump installation without first having obtained a pump installer license is \$2,000.00 per violation.

Furthermore, your invoice dated September 10, 1999 indicates that the well casing was cut off below grade. Water well regulations prohibit well casings being finished below grade unless the well is in a hazardous location, the well is encased in a drained well pit, and the contractor receives a request from the well owner to do so. See We 602.12

DES has waived the administrative fine in this case in recognition of the services you provided to Rita Carter to assist her with her water supply problem. Ms. Carter informed DES that she greatly appreciated your help.

We have enclosed a pump installer license application and the Water Well Board code of administrative rules as per your request.

If you have any questions, please call me at 271-1974, or Harrison Mackey at 271-2410 for information regarding the license application process.

Respectfully yours


Richard P. Schofield
Water Well Program Manager

Certified mail

cc: Water Well Board
Anthony P. Giunta, P.G., Administrator, WSEB
Gretchen C. Rule, Esq., DES Legal Unit
Anne Edwards, Esq. - AGO
Harrison Mackey, Licensing Coordinator - DES